**THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY**

**WRIT PETITION NO.19336 OF 2005**

**Dated 1st September 2005**

**Between:**

Pulakhandam Narasimha Rao S/o.Satyanarayana,

Aged 40 years, Occu:unemployee, R/o.Narasapuram,

W.G.District.

**…Petitioner**

And

The District Cooperative Central Bank Ltd.,

Eluru, West Godavari District, rep. By its General Manager.

**…Respondent**

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**O R D E R:**

The petitioner was appointed as a clerk in the respondent bank, in the year 1986. Subsequently, he was retrenched from service, on 31.3.1987. The petitioner made several representations for his reinstatement, or reappointment. He has also filed W.P.No.22910 of 2000, for consideration of his case for reappointment, by extending the benefit under Section 25-H of the Industrial Disputes Act. In pursuance of an interim direction granted therein, the respondent considered the case of the petitioner, and rejected it. The writ petition was disposed of, thereafter. The petitioner challenges the order, dated 27.12.2001, passed by the respondent.

Heard the learned counsel for the petitioner and learned counsel for the respondent.

From 1987 onwards, the petitioner is not in service. He served the respondent only for a period of one year, before he was retrenched on 31.3.1987. The question, as to whether the petitioner is entitled to get any benefit under Section 25-H of the Industrial Disputes Act, would arise, if only the respondent is undertaking fresh recruitment, and if the right of the petitioner under that provision was kept intact. No positive relief as such can be granted at this stage, except that the respondent may be directed to consider the case of the petitioner, in the event of their undertaking any fresh recruitment.

For the foregoing reasons, the writ petition is disposed of, directing that in case the respondent undertakes any fresh recruitment, and the petitioner is found eligible there for, his case shall be considered. There shall be no order as to costs.

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**1st September 2005**

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